

Town Board Meeting Agenda  
April 6, 2015  
Meeting No. 11

THIS MEETING IS BEING RECORDED



1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation – Dino J. Fudoli, Supervisor***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

**Procedure**

1. Raise his/her hand and be recognized by the Supervisor.
2. Give his/her name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

5. ***Public Hearings at 7:15 P.M.: Rezone – 2815 & 2819 Wehrle Drive***
6. ***Official Reports:***
7. ***Report of Town Board Committees:***
8. ***Presentation of prefiled resolutions by Town Board Members:***
  1. Fudoli/ \_\_\_\_\_ Approve Minutes Of The Joint Meeting Of The Town Board And The Planning Board Held March 16, 2015 And The Regular Meeting Of The Town Board Held March 16, 2015
  2. Fudoli/ \_\_\_\_\_ Approve Audited Claims
  3. Stempniak/ \_\_\_\_\_ Acknowledge Issuance Of Building Permits
  4. Fudoli/ \_\_\_\_\_ Confirm Membership Roster Twin District VFC [Twin District VFC]
  5. Stempniak/ \_\_\_\_\_ Adopt SEQR Negative Declaration Re: Cadby Industrial Park Addition [Cadby Industrial Park Addition]
  6. Stempniak/ \_\_\_\_\_ Approve Site Plan Cadby Industrial Park Addition [Site Plan: Cadby Industrial Park]
  7. Stempniak/ \_\_\_\_\_ Adopt SEQR Negative Declaration Re: Rezone Petition North Forest Development For 2815 & 2819 Wehrle Drive [Zoning Map: North Forest Development]
  8. Stempniak/ \_\_\_\_\_ Approve Site Plan Salvatore's Hotel [Site Plan: Salvatore's Hotel]
  9. Stempniak/ \_\_\_\_\_ Authorize Dumping Permit 933 Ransom Rd., LLC [Dumping Permit: 933 Ransom RD., LLC]

10. Ruffino/ \_\_\_\_\_ Authorize Supervisor To Execute Memorandum Of Agreement Re: Hull House Foundation [Hull House Foundation]
11. Ruffino/ \_\_\_\_\_ Authorize Change Order No. 2 To Jim Ando Plumbing, Inc. For Additional Drains For Public Safety Building [Public Safety Building]
12. Fudoli/ \_\_\_\_\_ Confirm Membership Roster Twin District VFC [Twin District VFC]
13. Ruffino/ \_\_\_\_\_ Authorize Game Room License Regal 16 Cinemas [Regal 16 Cinemas]
14. Fudoli/ \_\_\_\_\_ Appoint John Lewandowski, John Helmbrook & Daniel Centinello To The Position Of Court Officers, Part-Time [Lewandowski, John], [Helmbrook, John], [Centinello, Daniel]
15. Fudoli/ \_\_\_\_\_ Authorize Preparation Of PO-17 Form New Position Duties Statement For One Part-Time Permanent Dog Control Officer [Dog Control]
16. Fudoli/ \_\_\_\_\_ Appoint Amber Wodowski Dog Control Officer Part-Time Permanent [Wodowski, Amber]
17. Fudoli/ \_\_\_\_\_ Appoint Highway Department Part-Time Temporary Seasonal Employees [Seasonal Employees]
18. Fudoli/ \_\_\_\_\_ Appoint Parks & Recreation Part-Time Permanent Employee [Part-Time Permanent Lifeguards]
19. Fudoli/ \_\_\_\_\_ Appoint Parks & Recreation Part-Time Temporary Seasonal Employees [Seasonal Employees]
20. Stempniak/ \_\_\_\_\_ Set Public Hearing Re: Special Use Permit Application Tonya Bradford Hair Salon [Special Use Permit: Bradford, Tonya]
21. Stempniak/ \_\_\_\_\_ Request Bids For Sidewalk Ramp, Curb & Apron Replacement Project [Purchasing Services]

9. *Presentation of Communications By Town Clerk:*  
(See Schedule Attached)

10. *Persons Addressing the Town Board (on any subject):*

The Town Board will hear the concerns of persons desiring to address the Town Board on any Town of Lancaster subject for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.

2. Give his/her name and address to the Town Clerk.

3. Speak directly to the Town Board members, not the audience, using the microphone provided.

4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

11. *Adjournment:*

## **COMMUNICATIONS & REPORTS**

- 200. Town Engineer to Town Clerk –  
Map cover for Severyn Subdivision for signature. Disposition =**
- 201. Resident of Parkdale Drive to Town Board –  
Signed petition opposing the rezone of 00 Broadway for patio homes. Disposition =**
- 202. Town Clerk to Town Engineer and Building Inspector –  
Transmittal of Application for Dumping Permit for 933 Ransom Road LLC at  
1202 Townline Road. Disposition =**
- 203. Village of Lancaster to Town Board –  
Minutes from regular meeting held on February 23, 2015. Disposition =**
- 204. Twin District Volunteer Fire Co. to Town Clerk –  
Change in roster. Disposition =**
- 205. Erie County Legislature to Chairman of Lancaster IDA –  
Letter announcing that a resolution of opposition to Governor Cuomo’s proposal  
to increase New York State influence on the decision making process of local  
IDA’s was adopted by the Erie County Legislature. Disposition =**
- 206. Interim General Crew Chief to Town Board –  
Bond for equipment addendum. Disposition =**
- 207. Town Engineer and Building Inspector to Town Clerk –  
Recommend issuance of dumping permit to 933 Ransom Rd., LLC for 1202  
Townline Road. Disposition =**
- 208. Town Clerk to Town Board –  
Special Use Permit Application for review and determination for Tonya M.  
Bradford, 30 Woodgate Drive. Disposition =**
- 209. Twin District Volunteer Fire Co. to Town Clerk –  
Change in roster. Disposition =**
- 210. Village of Lancaster to Town Board –  
Minutes from regular meeting held on Monday, March 9, 2015. Disposition =**
- 211. Village of Lancaster to Town Board –  
Minutes from special meeting held on Thursday, March 19, 2015. Disposition =**
- 212. Planning Board Chairman to Planning Board, Town Board, Town Engineer, Town  
Attorney, Highway Superintendent, and Building Inspector –  
Draft minutes from March 18, 2015 Planning Board meeting. Disposition =**
- 213. Planning Board to Town Board –  
Corrected memo recommending approval of rezone petition for 2815 & 2819  
Wehrle Drive; conditions noted. Disposition =**
- 214. Planning Board to Town Board –  
Memo recommending approval of preliminary plat review for Summerfield  
Farms, Part7, south of William St. (Proj. #3041); conditions noted. Disposition =**
- 215. Town Historian to Supervisor –  
Information regarding “A Lancaster Story” by Edward J. Mikula. Disposition =**
- 216. Town Attorney to Town Board and Planning Board –  
SEQR response from NYSDOT regarding Hamlet Meadows (Harris Hill Senior  
Housing), 375 Harris Hill Road. Disposition =**
- 217. Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept., Div. of  
Sewerage Management, NYSDOT, and Erie County DEP –  
Request for lead agency designation regarding Superior Pallets, 3893 Walden**

**Avenue (Proj. #3015). Disposition =**

- 218. Town Attorney to NYSDEC, Erie County DPW, Erie County Health Dept., Div. of Sewerage Management, NYSDOT, and Erie County DEP –  
Request for lead agency designation regarding Holding Lot for Auto Wholesale, 00 Genesee Street (Proj. #4212). Disposition =**
- 219. Town Attorney to Nancy McGrath –  
Response to petition requesting that the Lancaster Town Board conduct a Super Majority Vote regarding rezone project at 00 Broadway and 116.00-1-18.21.  
Disposition =**
- 220. Building Inspector to Town Board –  
Recommend issuance of Special Use Permit for 30 Woodgate Drive. Disposition =**
- 221. Building Inspector to Town Clerk –  
Approval of issuance of a Game Room License for Regal Cinemas, 6707 Transit Road. Disposition =**
- 222. Highway Superintendent to Town Board –  
Request for resolution to hire Jacob Concannon for the 2015 summer season in the Town Highway Dept. Disposition =**
- 223. Highway Superintendent to Town Board –  
Request for resolution to hire Liam O'Brien for the 2015 summer season in the Town Highway Dept. Disposition =**
- 224. Highway Superintendent to Town Board –  
Request for resolution to hire Matthew Szwajda for the 2015 summer season in the Town Highway Dept. Disposition =**
- 225. Highway Superintendent to Town Board –  
Request for resolution to hire Jeremy Wyse for the 2015 summer season in the Town Highway Dept. Disposition =**
- 226. Highway Superintendent to Town Board –  
Request for resolution to hire Alan Friedrich for the 2015 summer season in the Town Highway Dept. Disposition =**
- 227. Highway Superintendent to Town Board –  
Request for resolution to hire Griffin O'Brien for the 2015 summer season in the Town Highway Dept. Disposition =**
- 228. Highway Superintendent to Town Board –  
Request for resolution to hire Thomas Desiderio for the 2015 summer season in the Town Highway Dept. Disposition =**
- 229. Highway Superintendent to Town Board –  
Request for resolution to hire Mitchell DiPirro for the 2015 summer season in the Town Highway Dept. Disposition =**
- 230. JoAnne Green Schneider to Town Clerk –  
30-day notice to renew liquor license for Longnecker's, 3587 Walden Avenue.  
Disposition =**
- 231. Resident of Parkdale Drive to Town Board –  
Signed petition opposing the rezone of 00 Broadway for patio homes. Disposition =**
- 232. Lee Chowanec to Town Board –  
Comments and concerns expressing opposition to rezone of 00 Broadway.  
Disposition =**
- 233. Michael J. Metzger, P.E. to Town Clerk –  
Request for rezoning of 00 Broadway not to be placed on Town Board agenda for action until at least April 20, 2015. Disposition =**

234. Town Clerk to Town Engineer and Building Inspector –  
Transmittal of Application for Dumping Permit for Kevin McFall,  
6513 Broadway. Disposition =
235. Mark S. Aquino to Town Board –  
Letter of resignation from position as Town Council Member effective  
March 30, 2015. Disposition =
236. Police Officer Jeff Smith to Town Clerk –  
No objection to renewal of Game Room License for Regal Cinemas. Disposition =
237. Highway Superintendent to Town Board –  
Information regarding Bonding for the Town and an estimate to replace the roof  
on the existing highway building and office. Disposition =
238. Interim General Crew Chief to Supervisor and Town Board –  
Request for appointment of one individual to the position of laborer, part-time  
temporary seasonal for the spring/summer season of 2015 without benefits in the  
Parks, Recreation and Forestry Department. Disposition =
239. Interim General Crew Chief to Supervisor and Town Board –  
Request for appointment of one individual to the position of lifeguard, part-time  
permanent for the fall/winter of 2014-2015 season retroactive to March 2, 2015,  
without benefits in the Parks, Recreation and Forestry Department. Disposition =
240. Lew Pacanowski, Dog Control Officer to Town Board –  
Request for creation of one additional position of Dog Control Officer due to  
staffing shortage. Disposition =
241. Town Justices to Supervisor and Town Board –  
Recommend appointment of three individuals to the position of Substitute Part-  
Time Court Officers effective 4/7/2015. Disposition =
242. Town Clerk to Town Board –  
Dog License Renewals and Dog Census Update for January 2015 and February  
2015. Disposition =
243. Interim General Crew Chief to Planning Board Chairman, Planning Board,  
Council Member Abraham, Council Member Ruffino and Council Member  
Stempniak –  
No issues with additional information regarding Holding Center for Automotive  
Wholesale (Enterprise Rent-A-Car), 00 Genesee St., (Proj. #4212). Disposition =
244. Interim General Crew Chief to Planning Board Chairman, Planning Board,  
Council Member Abraham, Council Member Ruffino and Council Member  
Stempniak –  
Additional information required regarding landscape plan to make a positive  
recommendation for site plan for Superior Pallets, Inc., 00 Walden Ave.,  
(Proj. #3015). Disposition =
245. Town Historian to Town Clerk –  
Information regarding “The Lancaster Story” by Ed Mikula. Disposition =
246. Town Attorney to Town Board and Planning Board –  
SEQR responses from Erie County Division of Planning and Division of Sewerage  
Management for JPS Labs, 16 Lancaster Parkway (Proj. #1429). Disposition =
247. Town Attorney to Town Board and Planning Board –  
SEQR responses from Erie County Division of Planning and Division of Sewerage  
Management for Basil Kwik Oil Change Expansion, 5123-5127 Transit Road,  
(Proj. #1429). Disposition =

- 248. Highway Superintendent to Town Board –**  
Request for authorization to publish the bid for curb, sidewalk, apron and wheelchair replacement that was damaged in the November storm. Disposition =
- 249. Town Attorney to Town Board, Planning Board, Building Inspector, Town Engineer and Town Clerk –**  
Notice of SEQR Meeting on Monday, April 6, 2015 at 6:00PM regarding Subdivision: Summerfield Farms 7 (Proj. #3041); Site Plan: JPS Labs, 16 Lancaster Parkway (Proj. #1429); Site Plan: Basil Quick Oil Change, Transit Road (Proj. #1506). Disposition =
- 250. Town Clerk to Various News Media –**  
Notice of Municipal Review Committee meeting on Monday, April 6, 2015 at 6:00PM regarding Subdivision: Summerfield Farms 7 (Proj. #3041); Site Plan: JPS Labs, 16 Lancaster Parkway (Proj. #1429); Site Plan: Basil Quick Oil Change, Transit Road (Proj. #1506). Disposition =
- 251. The Parkdale & Broadway Coalition –**  
Letter of opposition to the rezone petition for 00 Broadway from R-1 & RCO to MFR-3. Disposition =
- 252. Police Chief to Town Clerk –**  
Articles and communications. Disposition =

**PRESENTATION OF PREFILED RESOLUTIONS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER TO WIT:

**RESOLVED,** that the minutes of the Joint Meeting of the Town Board and the Planning Board held March 16, 2015 and the Regular Meeting of the Town Board held March 16, 2015 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER , TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid  
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the  
Assistant to the Supervisor, to wit:

Claim No. 39366 to Claim No. 39518 Inclusive

Total amount hereby authorized to be paid: \$390,398.77

The question of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

File: Rclaims



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

**CODES:**  
(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.  
(CSW) = Conditional sidewalk waiver  
(V/L) = Village of Lancaster

**NEW PERMITS:**

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
23634		Norman & Patricia Hamilton	62 Running Brook Dr	Er. Fence	
23635		Sunset Custom Homes Inc.	17 Old Orchard Comm	Re-Roof	
23636		Kirst Construction Inc.	4979 Transit Rd	Dem. Comm. Bldg.	
23637		The Vinyl Outlet Inc.	8 Worthington Ln	Er. Deck	
23638		Dale R Clough	5 Ashwood Ct	Inst. Ingrnd. Sprinkler	
23639		Ray Book	105 Harvey Dr	Re-Roof	(V/L)
23640		Besroi Construction	243 Broezel Ave	Re-Roof	
23641		Besroi Construction	124 Brunck Rd	Re-Roof	
23642		Benderson Properties Inc.	3615 Walden Ave	Er. Comm. Add./Alt.	(V/L)
23643		Kevin Stoldt Sr.	16 Summerfield Dr	Er. Dwlg.-Sin.	
23644		DJC Land Development	19 Silent Meadow Lane	Er. Dwlg.-Sin.	
23645		John Jason	305 Central Ave	Re-Roof	(V/L)
23646		Pleasant Meadows Assocs LLC	29 Newberry Ln	Er. Dwlg.-Sin.	
23647		Matthew A Yocum	41 Charlton Pl	Er. Fence	
23648		Marianne Knibloe	67 Nichter Rd	Re-Roof	
23649		Shanon McNichol	42 Aurora St	Er. Sign - Wall	(V/L)
23650		Sigmund & Rita Domanowski	458 Hall Rd	Re-Roof	
23651		Expert Fence Company, Inc.	744 Aurora St	Er. Fence	
23652		Murray Roofing	160 Court St	Re-Roof	(V/L)
23653		Karri Schiffler	16 Lakeside Cres	Er. Fence	(V/L)
23654		RJF Development JV	74 Tranquility Trl	Er. Dwlg.-Sin.	
23655		Ivo & Michele Leetmaa	27 Jonquille Ct	Er. Shed	
23656		Sean Shepard	12 Bennington Ln	Er. Shed	
23657		RJF Development	680 Pleasant View Dr	Er. Dwlg.-Sin.	
23658		T & Kathleen Garland	5679 Broadway	Re-Roof	
23659		Beauty Pools, Inc.	1 Joseph Dr	Er. Pool-In Grnd	
23660		Ronald Race	304 Broezel Ave	Er. Shed	
23661		Thomas John Bednarski	284 Schwartz Rd	Er. Pole Barn	
23662		Wilcox Brothers Sign Co.	5360 Genesee St	Er. Sign – Pole	
23663		3966 Walden LLC	3966 Walden Ave	Er. Sign - Pole	
23664		Robert J. Prawel	39 Veterans Dr	Er. Garage	(V/L)
23665		William M. Hamilton	54 Sterling Pl	Er. Shed	
23666		Christopher Klink	47 Ivy Way	Er. Fence	(V/L)
23667		American Natural Gas	5873 Genesee St	Install Tank(s)	
23668		Davidson Fence Inc.	27 Jonquille Ct	Er. Fence	
23669		Jerry & Barbara Pikula	155 Siebert Rd	Er. Dwlg.-Sin.	
23670		Sahlems Roofing and Siding Inc	146 Harvey Dr	Re-Roof	(V/L)
23671		Eric & Jennifer Breitwieser	39 Chestnut Corner	Er. Fence	
23672		5007 Transit Road LLC	5007 Transit Rd	Er. Sign - Pole	
23673		William M Hamilton	54 Sterling Pl	Er. Pool-In Grnd	
23674		William M Hamilton	54 Sterling Pl	Er. Fence	

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER, TO WIT:

**WHEREAS**, the Twin District Volunteer Fire Company, Inc., by letter dated March 13, 2015, has requested the deletion of one member from the active roster of said fire association,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby deletes from the membership of the Twin District Volunteer Fire Company, the following individual:

**DELETION:**

Kuljit Singh

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER, TO WIT:

**WHEREAS**, the Town Board is considering the construction of a new 27’ X 60’ pre-engineered metal building on a 1.54 ± acre parcel located at 2 Cadby Industrial Park in the Town of Lancaster as submitted by Northeast Diversification, Inc., and

**WHEREAS**, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this construction project pursuant to SEQR regulations at their meeting on March 16, 2015 and recommended that a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the building, the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an “Unlisted” action under SEQRA.

**NOW, THEREFORE,**  
**BE IT RESOLVED** by the Town Board of the Town of Lancaster that:

1. This project, described as the construction of a new 27’ X 60’ pre-engineered metal building which will consist of a metal roof supported on concrete piers with interior concrete slab on grade on a 1.54 ± acre parcel. The total ground disturbance will be approximately 0.0312 ± acres, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

**NEGATIVE DECLARATION**  
**Determination of Non-Significance**

**Town of Lancaster Town Board**

**Dated: April 6, 2015**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed construction of a new 27’ X 60’ pre-engineered metal building on a 1.54 ± acre parcel submitted by Northeast Diversification, Inc. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** Addition to Shop (27’ X 60”) at 2 Cadby Industrial Park, Lancaster

**Location of Action:** 2 Cadby Industrial Park, Lancaster, New York 14086, Erie County.

**SEQR Status:** Unlisted Action.

**Description of Action:** The providing of a new 27’ X 60’ building addition. Building to be pre-engineered metal with a metal roof supported on concrete piers with interior concrete slab on grade. Electric, water and gas tied to existing building services. No storm or sanitary to be added.

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will not result in a change in the use or intensity of use of land.
3. The proposed action will not impair the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.
7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.

8. The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
11. The proposed action will not create a hazard to environmental resources or human health.

**For Further Information:**

Contact Person:	John M. Dudziak, Town Attorney
	Town of Lancaster
Address:	21 Central Avenue
	Lancaster, New York 14086
Telephone Number:	(716) 684-3342

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER, TO WIT:

**WHEREAS**, Northeast Diversification, Inc., has submitted a survey dated March 27, 2004, with a revision date of January 19, 2015 which included a site improvement plan prepared by Lawrence J. Zygaj, PLS, PC, and received January 23, 2015, for the proposed construction of a 27’ X 60’ pre-engineered metal building addition to the existing **Cadby Industrial Park Property** located at 2 Cadby Industrial Park, in the Town of Lancaster, and

**WHEREAS**, the site plan for this project was submitted to the Planning Board and was approved at their March 4, 2015 meeting, and

**WHEREAS**, the Town, acting as lead agency has completed an environmental review on March 16, 2016, in conformance with SEQR (State Environmental Quality Review) regulations and on April 6, 2015 a Negative Declaration was issued.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby approves the survey submitted by **Northeast Diversification, Inc.**, dated March 27, 2004, with a revision date of January 19, 2015 which included a site improvement plan prepared by Lawrence J. Zygaj, PLS, PC and received January 23, 2015, for the proposed construction of a a 27’ X 60’ pre-engineered metal building addition to the existing **Cadby Industrial Park Property** located at 2 Cadby Industrial Park, in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER, TO WIT:

**WHEREAS**, the Town Board is considering the Rezone of 2815 & 2819 Wehrle Drive from Residential Commercial Office District (RCO) to Commercial and Motor Service District (CMS) located within the Town of Lancaster and submitted by North Forest Developmet, and

**WHEREAS**, the Town of Lancaster Municipal Review Committee has reviewed the potential adverse environmental impacts of rezoning the property pursuant to SEQR regulations at their meeting on March 16, 2015 and recommended that a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the Rezone, the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an “Unlisted” action under SEQRA.

**NOW, THEREFORE,**  
**BE IT RESOLVED** by the Town Board of the Town of Lancaster that:

1. The proposed Rezone of 2815 & 2819 Wehrle Drive (SBL# 82.03-2-39.1) from Residential Commercial Office District (RCO) to Commercial and Motor Service District (CMS), submitted by North Forest Development, will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED



**NEGATIVE DECLARATION**  
**Determination of Non-Significance**

**Town of Lancaster Town Board**

**Dated: April 6, 2015**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed Rezone of 2815 & 2819 Wehrle Drive (SBL# 82.03-2-39.1) from Residential Commercial Office District (RCO) to Commercial and Motor Service District (CMS), located within the Town of Lancaster and submitted by North Forest Development. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** North Forest Development Rezone.

**Location of Action:** 2815 & 2819 Wehrle Drive (SBL# 82.03-2-39.1), Lancaster, New York.

**SEQR Status:** Unlisted.

**Description of Action:** A 3.41 acre plot of land currently zoned RCO with proposed rezone to CMS. Located at the corner of Harris Hill Road and Wehrle Drive; the southwest corner. 1.04 acres proposed for driveways and parking; 0.99 acres of buildings to be used as self-storage units.

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. The proposed action will create a small material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will result in a small change in the use or intensity of use of land.
3. The proposed action will have a small impact upon the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.
7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.
8. The proposed action will have a small impact upon the character or quality of important historic, archaeological, architectural or aesthetic resources. It is noted that the project is in proximity to the former site of the Gipple Cabin.

9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
11. The proposed action will not create a hazard to environmental resources or human health.

**For Further Information:**

Contact Person:	John M. Dudziak, Town Attorney Town of Lancaster
Address:	21 Central Avenue Lancaster, New York 14086
Telephone Number:	(716) 684-3342

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER, TO WIT:

**WHEREAS, Salvatore’s Italian Gardens** has submitted a site improvement plan prepared by Carmina\*Wood\*Morris, DPC dated October, 2014, and received October 23, 2014, for the proposed construction of a sixty (60) room, 4-story hotel with alterations to existing restaurant, parking and on-site utilities located at 6461 Transit Road, in the Town of Lancaster, and

**WHEREAS,** the site plan for this project was submitted to the Planning Board and was approved at their December 3, 2014 meeting, and

**WHEREAS,** the Town, acting as lead agency has completed an environmental review on January 20, 2015, in conformance with SEQR (State Environmental Quality Review) regulations and on February 2, 2015 a Negative Declaration was issued;

**NOW, THEREFORE, BE IT RESOLVED,** that the Town Board of the Town of Lancaster hereby approves the site improvement plan submitted by **Salvatore’s Italian Gardens** and prepared by Carmina\*Wood\*Morris, DPC dated October, 2014, and received October 23, 2014, for the proposed construction of a sixty (60) room, 4-story hotel with alterations to existing restaurant, parking and on-site utilities located at 6461 Transit Road, in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER , TO WIT:

**WHEREAS**, Joseph M. Stearns, owner of 933 Ransom Rd., LLC, 1202 Townline Road, Lancaster, New York 14086 has applied for a Dumping Permit for property situated on 1202 Townline Road, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Building Inspector and Town Engineer for review and recommendation, and

**WHEREAS**, the Building Inspector and Town Engineer, by letter dated March 17, 2015 have completed their review and made a formal, favorable recommendation to the Town Board.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Joseph M. Stearns, owner of 933 Ransom Rd., LLC, 1202 Townline Road, Lancaster, New York be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the applicant situated on 1202 Townline Road, said dumping to be in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk, and

**BE IT FURTHER**

**RESOLVED**, that **this permit is conditioned** in accordance with the recommendations of the Town Engineer and Building Inspector as follows:

1. Fill shall consist of dirt. No building demolition material such as wood, asphalt shingles, asbestos tiles, etc. are permitted.
2. Access to the site shall be controlled to prevent unauthorized dumping of non-permitted material.
3. Dirt tracked on the road must be cleaned on a daily basis and more often if necessary. The Town of Lancaster Police shall stop operation immediately upon complaint of dirty road.
4. Fill area shall be graded and seeded upon completion of filling.
5. Dumping will be allowed between the hours of 7 A.M. and 8 P.M. Monday thru Saturday. No dumping shall be allowed on Sunday.
6. Dust from the site shall also be prevented from migrating off site.
7. Fill shall only be placed in the areas which are indicated on the plot plan.
8. No signage for dumping allowed.
9. The source of fill is 2500/2550 Walden Avenue.

**BE IT FURTHER**

**RESOLVED**, that no building permit for the construction of any structure on the SBL premises upon which this dumping permit is issued shall be approved by the Town Building Inspector until such time as the Building Inspector certifies in writing to the Town Board that the conditions enumerated in this resolution have been fully complied with, and

**BE IT FURTHER**

**RESOLVED**, that pursuant to Chapter 22-8(D)(6) of the Code of the Town of Lancaster the permit authorization granted herein **expires one year from date of this resolution.**

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER , TO WIT:

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to execute on behalf of the Town of Lancaster the Memorandum of Agreement between the Town and the Hull House Foundation, as presented, in order to provide financial assistance for the support of a historical edifice located within the Town, in the amount of \$2,000 as appropriated in account code A7989.449 in the adopted budget for the 2015 fiscal year of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER, TO WIT:

**WHEREAS, Jim Ando Plumbing Inc.,** 4534 Clinton Street, West Seneca, NY 14224, the contractor for providing plumbing work for the new Police and Court Building (Public Safety Building), has submitted Change Order No. 2 in the amount of \$5084.00 to the Town Board for their approval, based on the descriptions of additional work to be performed provided to the Town Board;

**NOW, THEREFORE, BE IT  
RESOLVED,** that the Town Board of the Town of Lancaster hereby approves Change Order No. 2 to Jim Ando Plumbing Inc., with respect to the outlined descriptions previously provided to the Town Board:

**DESCRIPTION OF CHANGE ORDER NO. 2:**

Additional compensation for the installation of an additional floor drain to rear courts entry vestibule and additional roof drains over evidence bay to accommodate supplied air handling unit.

**CHANGE ORDER NO. 2:**

The original Contract Sum was .....	\$488,900.00
The Contract Sum increased by <b>Change Order #1</b> in the amount of....	\$ 333.00
The Contract Sum will be increased by <b>this Change Order</b> in the amount of....	\$ 5,084.00
The new Contract Sum increased including this Change Order will be	\$494,317.00

**BE IT FURTHER  
RESOLVED,** that the Supervisor be and is hereby authorized to execute this Change Order on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER TO WIT:

**WHEREAS,** Twin District Volunteer Fire Company, Inc., by letter  
dated March 21, 2015, has requested the addition of the following member to the roster of  
said fire association,

**NOW, THEREFORE, BE IT**

**RESOLVED,** that the Town Board of the Town of Lancaster hereby confirms  
the addition to the membership of the Twin District Volunteer Fire Company the following  
individual:

**ADDITION:**

Kyle Lewandowski  
Lancaster, NY

The question of the adoption of the foregoing resolution was duly put to a  
vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

File: RFIRE (P5)



THE FOLLOWING RESOLUTION WAS OFFERED  
COUNCIL MEMBER RUFFINO, WHO MOVED  
ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ,TO WIT:

**WHEREAS**, Tricorp Amusements, Inc., 5 Veronica Lane, Somerset, New Jersey, has applied for a license to operate and maintain a Game Room on premises of the Regal 16 Cinemas at 6707 Transit Road, within the Town of Lancaster, pursuant to Chapter 17 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Building Inspector and Chief of Police for review and recommendation, and

**WHEREAS**, the Building Inspector and Chief of Police have completed their review and made a formal, favorable recommendation to the Town Board on the issuance of this license.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Clerk be and is hereby authorized to issue a license to Tricorp Amusements, Inc., 5 Veronica Avenue, Somerset, New Jersey to operate and maintain a Game Room on premises of the Regal 16 Cinemas at 6707 Transit Road, Lancaster, New York, and

**BE IT FURTHER**

**RESOLVED**, that said license shall be issued for the **one (1) year period of April 1, 2015 to March 31, 2016** in accordance with the application of the petitioner, as filed in the Town Clerk's Office, accompanied with a license fee of \$600 for seven (7) amusement devices.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

File: RLICENSE/gameroom (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER , TO WIT:

**WHEREAS**, Town Justices Jeremy Colby and Anthony Cervi, by letter dated March 19, 2015, have recommended the appointment of the following individual(s) to the position of Court Officer part-time (Provisional) in the Town Justice Department of the Town of Lancaster, and

**WHEREAS**, according to the County of Erie Department of Personnel there currently is no active list of eligible candidates for the position of Court Officer, and therefore the Town must make provisional appointments until a list of eligible candidates becomes available.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individuals are hereby appointed to the position of Court Officer part-time (Provisional) in the Town Courts Department, working not more than nineteen and three-quarter hours per week and that these being part-time positions, provide no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

<u>NAME</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
John Lewandowski (new hire) Depew, NY	\$14.47	April 7, 2015
John Hembrook (new hire) Lancaster, NY	\$14.47	April 7, 2015
Daniel Centinello (new hire) Lancaster, NY	\$14.47	April 7, 2015

**BE IT FURTHER,**

**RESOLVED**, that when Mr. Lewandowski, Mr. Hembrook or Mr. Centinello are called upon to serve as Court Officer, they shall receive a minimum of three (3) hours pay or pay for the actual number of hours worked, whichever is greater, and

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER , TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster, after due consideration, has determined that one additional position of Dog Control Officer part-time permanent shall be created in the Office of Dog Control due to a staff members’ temporary inability to work.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and submit Form PO-17 (New Position Duties Statement) to create one (1) new position of Dog Control Officer, part-time permanent in the Town of Lancaster Dog Control Office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER , TO WIT:

**WHEREAS,** Lewis Pacanowski, by letter dated March 27, 2015 has recommended the appointment of the following individual(s) to a part-time permanent position in the Office of Dog Control, due to a staff members’ temporary inability to work.

**NOW, THEREFORE, BE IT**

**RESOLVED,** that the following individual be and is hereby appointed to the following part-time permanent position in the Dog Control Office, working not more than nineteen and three-quarter hours per week and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

<u>NAME</u>	<u>POSITION</u>	<u>EFFECTIVE DATE</u>
Amber Wodowski Lancaster, NY	Dog Control Officer	April 1, 2015

**BE IT FURTHER,**

**RESOLVED,** that the above named individual shall be compensated according to the following compensation structure that was approved by the Town Board of the Town of Lancaster on February 3, 2014 (a) at a rate of \$50 for each 24-hour period (pro-rated for any portion thereof) that he or she is on on-call status, as directed by the Town, or (b) at the legally-required minimum wage rate, whichever is greater, and

**BE IT FURTHER,**

**RESOLVED,** that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER TO WIT:

**WHEREAS**, the Highway Superintendent of the Town of Lancaster, by letters dated March 23, 2015, has recommended the appointment of the following individual(s) to a part-time temporary seasonal position.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individual(s) are hereby appointed to the following part-time temporary seasonal positions, for a period not to exceed five (5) months, in the Highway Department, and that these being part-time positions provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Matthew Szwajda (rehire) Lancaster, NY	Laborer	\$9.00	April 7, 2015
Jeremy Wyse (rehire) Lancaster, NY	Laborer	\$9.00	May 18, 2015
Jacob Concannon (rehire) Lancaster, NY	Laborer	\$9.00	May 18, 2015
Alan Friedrich (rehire) Bowmansville, NY	Laborer	\$9.00	May 26, 2015
Liam O’Brien (new hire) Lancaster, NY	Laborer	\$9.00	June 1, 2015
Griffin O’Brien (rehire) Lancaster, NY	Laborer	\$9.00	June 22, 2015
Thomas Desiderio (new hire) Lancaster, NY	Laborer	\$9.00	June 22, 2015
Mitchell DiPirro (new hire) Lancaster, NY	Laborer	\$9.00	June 22, 2015

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER , TO WIT:

**WHEREAS**, the interim department head of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated March 26, 2015, has recommended the appointment of the following individual(s) to a part-time permanent position.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individual be and is hereby appointed to the following part-time permanent position in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week, and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
Connor Blizzard (rehire) Lancaster, NY	Lifeguard	\$10.50	March 2, 2015

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER , TO WIT:

**WHEREAS**, the interim department head of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated March 26, 2015, has recommended the appointment of the following individual(s) to a part-time temporary seasonal position.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individual is hereby appointed to the following part-time temporary seasonal position, for a period not to exceed five (5) months, in the Parks, Recreation and Forestry Department, and that this being a part-time position provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time temporary employees:

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE PER HOUR</u>	<u>EFFECTIVE DATE</u>
John Suchy (rehire) Lancaster, NY	Laborer	\$9.00	April 7, 2015

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER, TO WIT:

**WHEREAS, Tonya M. Bradford**, the owner of real property situate at **30 Woodgate Drive**, Lancaster, New York, has submitted an application for a Special Use Permit for a Home Occupation (Hair Salon) in accordance with the provisions of Chapter 50-17(F) Zoning, Supplementary regulations for all residential districts, Home Occupations Code of the Town of Lancaster.

**NOW THEREFORE, BE IT  
RESOLVED, as follows:**

That pursuant to Chapter 50-Zoning, Section 17(F), entitled Zoning, Supplementary regulations for all residential districts, Home Occupations, of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for a Home Occupation (Hair Salon) on premises locally known as 30 Woodgate Drive, Lancaster, New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York , on the 20<sup>th</sup> day of April 2015 at 7:15 o'clock P.M. Local Time, and the notice of the time and place of such hearing be published in a newspaper of general circulation in said Town, and posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the from attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPNIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015



**LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER  
SPECIAL USE PERMIT – BRADFORD**

**LEGAL NOTICE IS HEREBY GIVEN**, that pursuant to the authority set forth in Chapter 50-Zoning, Section 17(F) “Home Occupations” of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 6<sup>th</sup> day of April, 2015 the Town Board will hold a Public Hearing on the 20<sup>th</sup> day of April, 2015 at 7:15 o’clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of **Tonya M. Bradford**, for a Special Use Permit for a Home Occupation (hair salon) on premises locally known as 30 Woodgate Drive, in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**BY:           JOHANNA M. COLEMAN**  
**Town Clerk**

April 9, 2015

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER, TO WIT:

**WHEREAS**, Wm. Schutt Associates, P.C., the Town of Lancaster’s consulting engineer, has requested that the Town Board authorize an invitation to bid for the 2015 Sidewalk Wheelchair Ramp, Curb and Apron Replacement Project within the Town of Lancaster which are necessary due to the November 2014 Storm, and

**WHEREAS**, the 2015 Sidewalk Wheelchair Ramp, Curb and Apron Replacement Project will be covered under the FEMA permanent repair POW, and

**WHEREAS**, the Town Board has given due review and consideration to the request and deems it in the public interest to invite public bids in conformance with General Municipal Law Section 103 of the State of New York;

**NOW, THEREFORE, BE IT  
RESOLVED**, that the Town Board of the Town of Lancaster hereby invites public bids for the 2015 Sidewalk Wheelchair Ramp, Curb and Apron Replacement Project, said bids are to be in conformance with the plans and specifications which are available at the office of Wm. Schutt & Associates, P.C., 37 Central Avenue, Lancaster, New York 14086 and to be received in the Office of the Town Clerk, 21 Central Avenue, Lancaster, New York, no later than 10:00 A.M. Local Time on May 5, 2015 and opened thereafter.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED
COUNCIL MEMBER RUFFINO	VOTED
COUNCIL MEMBER STEMPIAK	VOTED
SUPERVISOR FUDOLI	VOTED

April 6, 2015

**NOTICE TO BIDDERS**  
**FOR THE**  
**TOWN OF LANCASTER**  
**TOWN HIGHWAY DEPARTMENT 2015 SIDEWALK RAMP, CURB AND APRON**  
**REPLACEMENT PROJECT**

Sealed bids for the proposed of the Town of Lancaster 2015 Sidewalk Ramp Replacement project in the Town of Lancaster will be received by the Town Clerk at her office in the Town Hall, 21 Central Avenue, Lancaster, New York on or before 10:00 A.M. local time on May 5, 2015, at which time they will be publicly opened and read aloud.

Contract Documents may be examined at the office of the Town Clerk and at the office of the ENGINEER, Wm. Schutt & Associates, P.C., 37 Central Avenue, Lancaster, New York 14086 between the hours of 9:00 A.M. and 4:00 P.M., except Saturdays, Sundays and Holidays.

Contract Documents for the Sidewalk Ramp Replacement Project may be obtained at the office of the ENGINEER upon deposit of \$50.00 per set [two (2) checks of \$25.00 each payable to the ENGINEER]. If requested in writing, the ENGINEER will mail the Contract Documents to those wishing to obtain a set upon receipt of the \$50.00 deposit plus a non-refundable mailing charge of \$25.00 per set, made payable to the ENGINEER. Bidders will receive a refund of the entire deposit upon returning plans and specifications in good condition within thirty (30) days of the bid award; non-bidders will be refunded one-half of the deposit upon the return of such plans and specifications in good condition within the thirty (30) days following the award of the Contract.

Proposals shall be made and received upon the following conditions:

Each proposal must be accompanied by the deposit of a certified check, payable to the Town of Lancaster, for a sum equal to five percentum (5%) of the total amount of the Bid, or a bond with sufficient sureties in a penal sum equal to five percentum (5%) of such total bid amount, conditioned that if the proposal is accepted, that he will execute within fifteen (15) days from the date of the acceptance of the proposal, a suitable security bond in the amount of the Contract, conditioned for the faithful and prompt performance and completion of the Work specified in the Contract.

All bid deposits except that of the successful bidder will be returned.

Upon acceptance of his Bid, if the successful bidder fails to enter into a Contract pursuant to the requirements of the Contract Documents, or fails to give the further security prescribed in this Notice, with the same time limited therein, then the check deposited as aforesaid and the monies standing to the credit of the same, shall be forfeited to the Town as liquidated damages, or the payment of the bond enforced for the benefit of the Town. The Town of Lancaster reserves the right to waive informalities in or to reject any and all bids.

This contract will be funded wholly or in part with federal funds, and as such, subject to all federal rules and regulations pertinent thereto, including but not limited to federal policy of encouraging the participation of minority and women business enterprises as sources of suppliers, equipment, construction and services.

Consulting Engineers:  
William Schutt & Associates, P.C.  
37 Central Avenue  
Lancaster, NY 14086-2143  
(716) 683-5961  
Date: April 9, 2015

By the Order of the Town Board of  
Lancaster, Erie County, New York

Johanna Coleman  
Town Clerk